



Attorney Docket No. 00629CIP/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

RECEIVED

SEP 30 2002

CERTIFICATE OF MAILING

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date noted below.

Attorney: ROBERT P. MICHAL

Dated: September 19, 2002

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.

Applicant(s): Yasuo OHDAIRA et al

Serial No. : 09/746,713

Filed : December 21, 2000

For : LASER SCANNING MICROSCOPE

Art Unit : 2878

Examiner : Shun K. Lee

RECEIVED

SEP 2 2002

OFFICE OF THE SPECIAL  
PROGRAMS EXAMINER

TERMINAL DISCLAIMER

Commissioner for Patents  
Washington, D.C. 20231

S I R :

The owner of the 100% undivided interest in the present application, namely the Assignee of record:

Assignee: OLYMPUS OPTICAL CO., LTD.

Assignment recorded on: December 21, 2000

Reel: 011401

Frame: 0322

hereby disclaims the Terminal part of the term of any patent granted on the above-identified present application which extends beyond the full statutory term (defined in 35 USC 154 to 156) of any patent to be granted on the following commonly owned co-pending patent application:

Serial No.: 09/652,500 Filed: August 31, 2000.

Any patent granted on the above-identified present application shall be enforceable only for and during such period that the patent granted on the above-identified present

application is commonly owned with said co-pending application or patent granted thereon.

In making the above disclaimer, there is no disclaimer of the terminal part of any patent granted on the above-identified present application that would extend to the expiration of the full statutory term (as defined in 35 USC 154 to 156) of said commonly owned patent in the event that said commonly owned patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a Court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued or is in any manner terminated prior to the expiration of its full statutory term.

This Agreement is to run with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

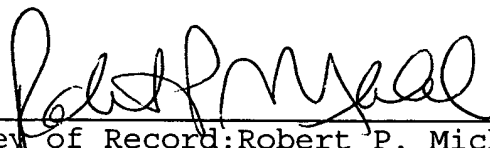
It is hereby certified that the aforesaid recorded Assignment, i.e., the evidentiary document of the chain of title from the original owner to the Assignee showing that the Assignee has the entire right, title and interest in the above-identified present application, has been reviewed, and it is hereby further certified that to the best of the undersigned's knowledge and belief, title to the above-identified present application remains in the Assignee.

The undersigned hereby states that he is an Attorney of Record in the above-identified present application and has been

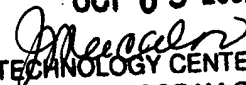
authorized to sign this TERMINAL DISCLAIMER on behalf of the  
Assignee.

Date: September 19, 2002

By:

  
Attorney of Record: Robert P. Michal  
Reg. No.: 35,614

TERMINAL DISCLAIMER  
APPROVED

OCT 03 2002  
  
TECHNOLOGY CENTER 2800  
SPECIAL PROGRAM CENTER